

Nos. 08-4335/4395

UNITED STATES COURT OF APPEALS
FOR THE SIXTH CIRCUIT

FILED
Apr 01, 2009
LEONARD GREEN, Clerk

08-4335)
)
 UNITED STATES ENRICHMENT)
 CORPORATION,)
)
 Petitioner,)
)
 v.)
)
 UNITED STATES DEPARTMENT OF LABOR,)
)
 Respondent,)
)
 GARY JOE PIERCE,)
)
 Intervenor.)

_____)

08-4395)
)
 GARY JOE PIERCE,)
)
 Petitioner,)
)
 v.)
)
 UNITED STATES DEPARTMENT OF LABOR,)
)
 Respondent,)
)
 UNITED STATES ENRICHMENT)
 CORPORATION,)
)
 Intervenor.)

ORDER

Before: COLE, CLAY, and McKEAGUE, Circuit Judges.

The petitioner, United States Enrichment Corporation, seeks review of a decision of the Administrative Review Board determining that it violated the Energy Reorganization Act and ordering reinstatement of the claimant. The claimant, Gary Joe Pierce, cross-petitions for review.

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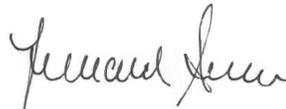
- 2 -

While these petitions have been pending in this court, the petitioners have entered into a settlement agreement that resolves these petitions and all of their disputes.

In view of the settlement, the petitioners, along with counsel for the respondent, United States Department of Labor, have filed a joint motion for remand. Therein, they seek a remand to the Administrative Review Board for the limited purpose of obtaining review and approval of the settlement agreement.

Upon review and consideration, the motion is **GRANTED**. These petitions are remanded to the Administrative Review Board for the limited purpose of allowing the parties to seek approval of their settlement agreement. Jurisdiction is retained pending that approval. The petitioners are directed to file a brief written status report every 60 days, with the first report due 30 days from entry of this order, advising the status of the matter before the Board. Upon approval of the agreement, the petitioners shall voluntarily withdraw their respective petitions for review.

ENTERED BY ORDER OF THE COURT

A handwritten signature in cursive script, appearing to read "Leonard Green".

Leonard Green
Clerk